

Large Onsite Sewage System Rule Development Committee

Meeting Summary

Group or Committee:	Large Onsite Sewage System Rule Development Committee		
Meeting #:	Fifth Meeting		
Date & Time:	August 11, 2004 / 9:30 AM – 3:30 PM		
Meeting Site:	Sea-Tac Occupational Skills Center		
Facilitator:	Eric Svaren		
Member Attendance:	Linda Atkins Richard Benson, PE Anna Crickmer, PE Kathy Cupps (Alternate) Terry Hull	Scott E. Jones, PE Arnold Larsen, PE Peter Lombardi Steven C. Marble Jim Patterson	Jim Sayre Art Starry (Alternate) John Stormon Bill Stuth, Jr. Robert F. Sweeney
Staff Attendance:	Jane Lee	Mamdouh El-Aarag	Dave Lenning
Guest Attendance:	Scott Davis - Norwesco	Steve Wecker - OCS	

Topics Discussed

► **Welcome & Review**

▷ **Review of the Agenda**

- ▲ Eric Svaren presented the meeting agenda to the group and obtained a general agreement for the day's meeting plan.

▷ **July 22, 2004 Meeting Summary**

- ▲ The Meeting Summary for the 4th meeting was presented to the group by Eric, reviewed, and accepted by general agreement of the committee members.
- ▷ Richard Benson & David Lenning indicated the Department was currently considering the September 15th meeting as being the last one at which the prioritized set of topics would be discussed. Then a two-month period of time would occur before 1 or 2 more committee meetings. During this time frame, a draft rule would be developed from the current rule, the current guidance document, committee decisions, the new small system rule, and the RS&Gs for various technologies.
- ▷ Richard Benson briefly summarized the current status of committee work on the topics.

► **Discussion of Topics in Engineering Requirements and Design Standards, LOSS Management, Enforcement, and Practitioner Qualifications & Roles**

- ▷ Richard Benson presented six topics for discussion: #3, 22, 2, 23, 9-12 (in 1 decision agenda), & 6. Active discussion ensued on #3, 2, 23, & 9-12. Sufficient time did not exist to discuss topics #22 & 6. Additional options were suggested for some topics and amendments to options for others. Where the group was ready to proceed to a decision, they did so.
- ▷ Richard Benson presented a report on Topics 20, 31, 32, & 34.
- ▷ John Storman & Dave Lenning presented a report on deliberations that have started between management in DOE & DOH. This included information on topic #7, a modification to #13 and #5. These pertain to topics that will be decided primarily between the two state agencies, considering comments received from committee members.

Decisions Made/Action Taken

► **Engineering Requirements and Design Standards**

- Significant discussion occurred on **Topic Number 3 (LOSS Operator Competency)**. A decision could not be reached in the time allotted; thus, the decision was parked until the next meeting. DOH staff will revisit the topic and consider the following:
 - ▲ Require certification, initial training, and some way of assuring maintenance of on-going level of competency.
 - ▲ If proper performance doesn't occur, provide some way of requiring change in "operators"
 - ▲ Preliminary tallies indicated little support for presented option A, increased support for Option B, & increased support for Option C. Options D & E are not currently possible.

► **LOSS Contract Counties**

- ▷ Art Starry summarized reasons why counties would like to be able to continue contracting to review and approve LOSS.
- ▷ Anna Crickmer and Arnold Larsen indicated their agencies prefer to have one "gatekeeper" entity that can handle all permits.

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- ▷ DOH staff reminded the committee that the contracting issue was at the option of the Department. Contracting can be done, regardless of whether the allowance is mentioned in rule or not. If contracting with local health jurisdictions is done, the following must be developed prior to contract agreement: a detailed contract, oversight and technical assistance capability, program standards, and some means of reporting/consistency in the issuance and maintenance of operation permits.
- ▷ After further discussion, this topic was parked until the next meeting. Staff was asked to revisit the topic and consider the following presented by the committee:
 - ▶ Provide a specific period of time after the rule's effective date for local contracts to continue and/or be updated,
 - ▶ Look at the draft contract developed jointly by DOH & Thurston County as a potential model, and
 - ▶ The bulleted items in option B are a good idea.
- ▷ A preliminary tally was taken. The committee indicated it would like the provision for allowing contracts actually placed in rule, along with the bullets noted in the current option B.
- ▶ **LOSS Management**
 - ▷ Discussion led to a decision on Topic Number 2. See ***Record of Decision***.
- ▶ **Enforcement**
 - ▷ Discussion led to a decision on Topic Number 23. See ***Record of Decision***.
- ▶ **Reports**
 - ▷ Topic # 34 – DOT & State Parks indicated they're willing to accept decisions on Topic #3 (Operator) and #22 (installer)
 - ▷ Topic #7 – comments included: the current incentive is to use low-tech systems to stay within the DOH review; rather than technology, the delineation should be on receiving environment – all subsurface soil systems should be the purview of DOH.
- ▶ **Future Meeting Date**
 - ▷ September 15, 2004

Follow-up Actions & Assignments

- ▶ Committee support staff do the following in preparation for the next meeting:
 - ▷ Further explore and develop draft rule language to implement decisions made by the committee for Topic Number 18/21
 - ▷ Develop Decision Agenda for the following topics: 1, 3, 4, 6, 22, 24, 34
- ▶ Committee members will look all the topics noted in the reports provided at this meeting, the decision agendas for those items presented at this meeting which were either "parked" or not discussed and offer comments to Richard Benson ASAP for Department's consideration. This is necessary to help facilitate good time usage at the next meeting.
- ▶ DOH and DOE will continue discussions, with input as appropriate from their legal counsel.

Agenda Items for Next Meeting

- ▶ Accept the Meeting Summary for the August 11, 2004 meeting.
- ▶ Finish discussion & Action on all remaining topics: 1, 3, 4, 6, 18/21, 22, 24, 34 and other topics in reports presented this meeting that seem to need further discussion based on committee comments received.

Debriefing Comments

Positives: Real air in room, good to have staff reports on issues the committee can't deal with, name tag "tipping", facilitator flexibility, discussion deepens thinking

Changes: AC needed, pastries from Richard, build-in brainstorming before decision-agendas are developed, start the entire process with an orientation to the program

Meeting Summary Attachments

- ▶ LOSS RDC Decision Agenda & Record of Decisions

Future Meeting

Meeting #: *Sixth Meeting*

Date & Time: *September 15, 2004 / 9:30 AM – 3:30 PM*

Meeting Site: *Sea-Tac Occupational Skills Center*